Page No. (1)

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C.t. 3002

IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BIALSPUR

WRIT PETITION NO. 1440 /2004

PETITIONERS

1. Dr. Achyut Dattatray More, son of Late Shri D.N. More, aged about 45 years, Assistant Surgeon, P.H.C. Darabha, District Bastar (Chhattisgarh)

2. Dr. Smt Vandana Achyut More, wife of Dr. A.D. More, aged about 40 years, Assistant Surgeon, P.H.C. Darabha, Distt. Bastar (Chhattisgarh)

3. Dr. G. Muley, son of Shri Laxmikant Mulay, aged about 45 years, Assistant Surgeon, P.H.C. Kelang, Block Darabha, Distt. Bastar (Chhattisgarh)

P. R. No. 12531 dt. 15-5-04
Presented by Shri B.M. Pandey Singh
dt. ...

Received Copy
Shri Yadav
15.05.04
Clerk to Shri
VINAY HARIT
Senior Central Government Standing Counsel
CHHATTISGARH HIGH COURT

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through : Secretary, Public Health and Family Welfare and Medical Education Department, Dau Kalyan Singh Bhawan, Raipur

2. State of Madhya Pradesh, through : The Secretary Public Health and Family Welfare and Medical Education Department,

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Bilaspur
Clerk to A.G.

नोटरी
जिला बस्तर (छ.ग.)

Regd

Vallabh Bhawan, Bhopal (MP)

3. The Secretary, General Administration Department (G.A.D) and State Re-organization Cell, Vallabh Bhawan, Bhopal, (MP)

4. Union of India, through : The Secretary, Ministry of Personnel Public Grievances and Pension, Personnel and Training Department, New Delhi.

5. The Director, health Services, Raipur (Chhattisgarh)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

मामला क्रमांक W.P.No. 1440/2004 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	18/06/2004 Shri Subhash Yadav, counsel for the petitioners. Shri Akhil Agrawal, Panel lawyer for the State/respondent no.1 and 5 on advance copy. Shri Vinay Harit, Sr. Central Government Standing Counsel for Union of India/respondent no.4 on advance copy. Heard. Counsel for the petitioners submits that the matter relates to allocation of the petitioners. He further submits that in similar matter i.e., W.P.No.578/2004 (Balendra Shekhar Mishra and others Vs. Union of India and others), orders have been passed by this Court on 17/12/2003. He submitted that similar order may be passed in this case also. Having considered the facts and circumstances of the case, material on record and in view of the judgment cited above and further the legal position, the action of the State Authorities in not relieving the petitioners cannot be sustained and the petitioners are entitled for relieving. Accordingly, the petition is allowed. The respondents are directed to relieve the petitioners within 15 days preferably before 30/06/2004. With this observation, the petition is disposed of. Consequently, M.W.P.No.1282/2004 also stands disposed of. Certified copy as per rules. **Sd/-** **Fakhruddin** **Judge**	